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14 Attorneys for Defendant
15 PAYPAL, INC.

16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA
18 SAN JOSE DIVISION

19 FREE SPEECH SYSTEMS, LLC, a Texas
20 limited liability company,

21 Plaintiff,

22 v.

23 PAYPAL, INC., a Delaware corporation,

24 Defendant.

Case No. 5:18-cv-06013 LHK (SVK)

**DECLARATION OF KHARI J. TILLERY
IN SUPPORT OF PAYPAL'S
OPPOSITION TO PLAINTIFF'S
EMERGENCY MOTION FOR A
TEMPORARY RESTRAINING ORDER
AND PRELIMINARY INJUNCTION**

Judge: Hon. Lucy H. Koh

Action Filed: October 1, 2018

Trial Date: None

I, KHARI J. TILLERY, declare and state:

1. I am an attorney licensed to practice law in the State of California and am a partner in the law firm of Keker, Van Nest & Peters LLP, located at 633 Battery Street, San Francisco, California 94111, counsel for PayPal, Inc. in the above-captioned action. Except as where expressly stated, I have personal knowledge of the facts set forth in this declaration and, if called upon, could and would testify competently thereto.

2. Attached hereto as **Exhibit A** is a true and correct copy of PayPal's User Agreement.

3. Attached hereto as **Exhibit B** is a true and correct of a printout of the homepage of www.infowars.com, dated October 4, 2018 11:41 a.m.

4. Attached hereto as **Exhibit C** is a true and correct of a printout of the homepage of www.prisonplanet.com, dated October 4, 2018 at 11:48 a.m.

5. Attached hereto as **Exhibit D** is a true and correct of a printout of the homepage of www.infowarsstore.com, dated October 4, 2018 at 12:14 p.m.

6. Attached hereto as **Exhibit E** is a true and correct copy of the Declaration of Heidi Machock, a Director at PayPal.

7. Attached hereto as **Exhibit F** is a true and correct copy of the Declaration of Lisa Hrabosky, Senior Director of Payments Products and Engineering at PayPal.

8. Attached hereto as **Exhibit G** is a true and correct copy of the Declaration of Justin Higgs, Director of Public Relations at PayPal.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on October, 4, 2018 in San Francisco, California.

/s/ Khari J. Tillery
KHARI J. TILLERY